

***CITY OF PROVIDENCE
RHODE ISLAND***



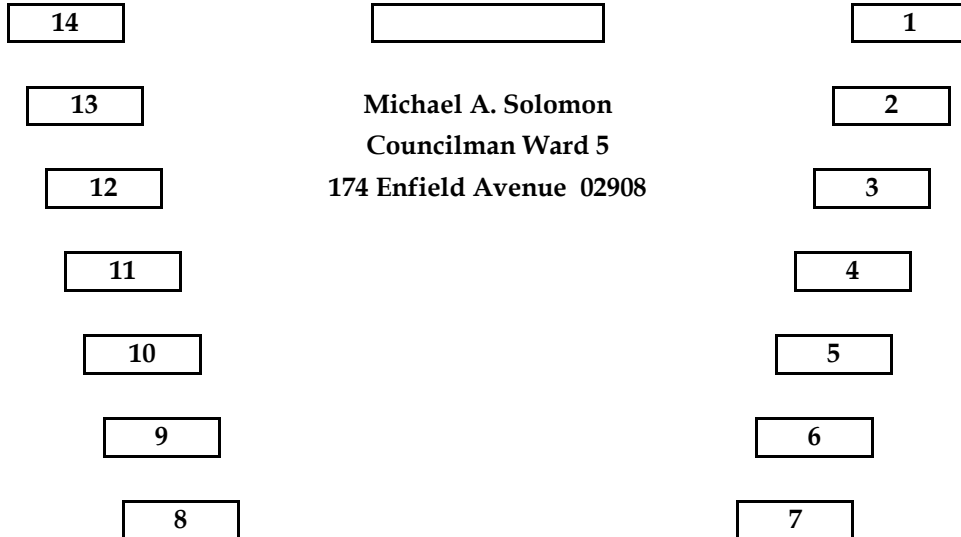
***DOCKET OF THE REGULAR MEETING
OF THE
CITY COUNCIL
ON***

THURSDAY, OCTOBER 3, 2013

***COUNCIL PRESIDENT
MICHAEL A. SOLOMON***

PRESIDING

Council President



- | | | | | | |
|----|--|-----|-----|---|-----|
| 1. | Sabina Matos
Councilwoman Ward 15
55 Pocasset Avenue 02909 | (D) | 8. | Kevin Jackson
Councilman Ward 3
91 Jenkins Street 02906 | (D) |
| 2. | Bryan Principe
Councilman Ward 13
89 Hudson Street 02909 | (D) | 9. | Luis A. Aponte
Councilman Ward 10
14 Blundell Street 02905 | (D) |
| 3. | Nicholas J. Narducci, Jr.
Deputy Majority Leader
Councilman Ward 4
36 Langdon Street 02904 | (D) | 10. | Carmen Castillo
Councilwoman Ward 9
381 Potters Avenue 02907 | (D) |
| 4. | Wilbur W. Jennings, Jr.
Councilman Ward 8
115 Sinclair Avenue 02907 | (D) | 11. | Davian Sanchez
Councilman Ward 11
35 Wesleyan Avenue 02907 | (D) |
| 5. | Michael J. Correia
Councilman Ward 6
195 Sisson Street 02909 | (D) | 12. | Samuel D. Zurier
Councilman Ward 2
330 Grotto Avenue 02906 | (D) |
| 6. | Seth Yurdin
Majority Leader
Councilman Ward 1
148 Governor Street 02906 | (D) | 13. | David Salvatore
Councilman Ward 14
250 Nelson Street 02908 | (D) |
| 7. | Terrence M. Hassett
Council President Pro
Tempore
Councilman Ward 12
15 Higgins Avenue 02908 | (D) | 14. | John J. Iglioizzi
Councilman Ward 7
19 Legion Memorial Drive
02909 | (D) |

ROLL CALL

INVOCATION

1. The Invocation will be given by Councilman Aponte.

PLEDGE OF ALLEGIANCE

2. Pledge of Allegiance to the Flag of the United States of America led by Councilwoman Carmen Castillo.

APPROVAL OF RECORDS

3. Journal of Proceedings No. 9 of the Regular Meeting of the City Council held March 21, 2013 and Journal of Proceedings No. 10 of the Special Meeting of the City Council held March 21, 2013.

APPOINTMENTS BY HIS HONOR THE MAYOR

4. Communication from His Honor the Mayor, dated September 8, 2013, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1101 of the Providence Home Rule Charter of 1980, as amended and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing Xaykham "Xay" Khamsyvoravong of Providence as a member of the Providence Water Supply Board to complete a term ending on January 1, 2014.
(Mr. Khamsyvoravong will replace Brett Smiley who has resigned)
5. Communication from his Honor the Mayor, dated September 16, 2013, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, and Section 21-221(c) of the Code of Ordinances of the City of Providence, he is this day appointing Janet Raymond of the Providence Chamber of Commerce, to the Economic Development Task Force.
6. Communication from his Honor the Mayor, dated September 20, 2013, Informing the Honorable Members of the City Council that pursuant to Section 1005 of the Providence Home Rule Charter of 1980, as amended, and Rhode Island Public Law of 1980, Chapter 84, he is this day appointing Kennedy Arias of Providence, as a member of the Recreation Advisory Board, for a term to expire on September 30, 2016.
7. Communication from his Honor the Mayor, dated September 20, 2013, Informing the Honorable Members of the City Council that pursuant to Section 1005 of the Providence Home Rule Charter of 1980, as amended, and Rhode Island Public Law of 1980, Chapter 84, he is this day appointing Alison Spooner of Providence, as a member of the Recreation Advisory Board, for a term to expire on September 30, 2015.

8. Communication from his Honor the Mayor, dated September 20, 2013, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, Section 8-13 of the Code of Ordinances of the City of Providence, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing David Igliozi, Esquire of Providence as an Associate Justice of the Providence Housing Court, for a term to end on January 4, 2016, and respectfully submits the same for your approval. (Mr. Igliozi will replace Jorge Elorza who has resigned)
9. Communication from his Honor the Mayor, dated September 9, 2013, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 814 of the Providence Home Rule Charter of 1980, as amended and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing Nancy Kirsch, Esquire of 106 Freeman Parkway, Providence, Rhode Island 02906, as a member of the Board of Tax Assessment and Review for a term to expire on January 31, 2016, and respectfully submits the same for your approval.
10. Communication from his Honor the Mayor, dated September 27, 2013, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 813 of the Providence Home Rule Charter of 1980, as amended and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing Lawrence Mancini as Finance Director, effective October 7, 2013, and respectfully submits the same for your approval

APPOINTMENTS BY PRESIDENT OF THE CITY COUNCIL

11. Communication dated September 6, 2013, Informing the City Clerk of his appointments of members of the Special Commission on Property Revaluation:

Councilman Samuel D. Zurier
Councilman Luis A. Aponte
Michelle Caprio
Elaine Mondillo
Elyse Pare
Michael Patch
Peder Schaefer

NOMINATIONS OF CERTAIN CITY OFFICERS

12. Judge of the Probate Court.
13. Clerk of the Probate Court.

PRESENTATION OF ORDINANCE

14. COUNCILMAN SANCHEZ:

An Ordinance in Amendment of Chapter 27 of the Code of Ordinances of the City of Providence, Entitled: "The City of Providence Zoning Ordinance," Approved June 27, 1994, As Amended, to change the Zoning Designation of Plat 45, Lot 911 (246 Prairie Avenue) from R-3 to C-4.

PRESENTATION OF RESOLUTIONS

15. COUNCILWOMAN CASTILLO:

Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 52, Lot 451 (127 Gallatin Street), for the years 2012 and 2013.

16. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 59, Lot 699 (136 Fisk Street), for the years 2012 and 2013.

17. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 60, Lot 129 (248 Warrington Street), for the years 2012 and 2013.

18. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 59, Lot 385 (78 Carr Street), for the years 2012 and 2013.

19. COUNCILMAN CORREIA:

Resolution Requesting the Committee on Urban Redevelopment, Renewal and Planning to name the access road from Roanoke Street to George J. West Park and the District 6 Community Police Substation, as the "John M. Reposa, Jr. Way."

20. Resolution Requesting the Traffic Engineer to cause the replacement of the vandalized/faded "Stop" Signs located at Fairmount Avenue at Yale Avenue.

21. Resolution Requesting the Traffic Engineer to cause the replacement of the vandalized/faded "Stop" Signs located at Hendrick Street at Pemberton Street.

22. Resolution Requesting the Traffic Engineer to cause the replacement of the vandalized/faded "Stop" Signs located at Pemberton Street at Pomona Avenue.

23. Resolution Requesting the Traffic Engineer to cause the replacement of the vandalized/faded "Stop" Sign located at 92 Hendrick Street.
24. Resolution Requesting the Traffic Engineer to cause Amity Street to be converted back to two-way traffic.
25. Resolution Requesting the Traffic Engineer to cause the installation of a "Dead End" Sign located on Chalkstone Avenue at Rowley Street.
26. Resolution Requesting the Traffic Engineer to cause the installation of a "Dead End" Sign located on Dunbar Street at Case Lane.
27. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 64, Lot 603 (33 Carleton Street), for the years 2012 and 2013.
28. **COUNCILMAN HASSETT:**

Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 65, Lot 753 (121 Academy Avenue), for the years 2012 and 2013.
29. **COUNCILMAN IGLIOZZI:**

Resolution Requesting the Traffic Engineer to cause the installation of a "No Thru Trucks" Sign located on Hartford Avenue at the intersection of Kinfield Street, King Philip Street and Ophelia Street.
30. Resolution Requesting the Traffic Engineer to cause the installation of a "No Thru Trucks" Sign located on Glenbridge Avenue at the intersection of Grimwood Street and Barbara Street.
31. **COUNCILMAN JACKSON:**

Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 6, Lot 573 (130 Evergreen Street), for the year 2013.
32. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 6, Lot 332 (17 Braman Street), for the years 2012 and 2013.
33. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 6, Lot 396 (18 Lewis Street), for the year 2013.

34. **COUNCILWOMAN MATOS:**

Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 105, Lot 282 (66 Bancroft Street), for the year 2012.

35. **COUNCILWOMAN MATOS, COUNCILMEN APONTE, CORREIA, JACKSON, JENNINGS and SANCHEZ:**

Resolution Reaffirming Opposition to the "Secure Communities" Program and Urging the State of Rhode Island to not honor ICE Detainers.

36. **COUNCILMAN PRINCIPE:**

Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 32, Lot 291 (9 Hollywood Road), for the year 2013.

37. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 35, Lot 175 (70 Oak Street, Unit 200 E), for the years 2012 and 2013.

38. **COUNCILMAN SALVATORE:**

Resolution Recognizing the Month of October as Domestic Violence Awareness Month.

39. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 99, Lot 29 (129 Stansbury Street), for the year 2013.

40. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 85, Lot 290 (258 Sharon Street), for the year 2013.

41. **COUNCILMAN YURDIN:**

Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 13, Lot 221 (210 Governor Street), for the years 2012 and 2013.

42. **COUNCILMAN ZURIER:**

Resolution Requesting the Providence School Department consider student safety, accountability, timeliness, overall cost, as well as tax revenues, when setting bidding specifications for the next School Bus Vendor contract.

43. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 41, Lot 297 (621 Angell Street, Unit 1), for the year 2012.

44. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 40, Lot 292 (235 Blackstone Boulevard), for the year 2013.

45. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located on Assessor's Plat 7, Lot 236 (387 Rochambeau Avenue), for the years 2012 and 2013.

46. **COUNCILMAN ZURIER and COUNCILMAN YURDIN:**

Resolution Establishing a Special Commission on Property Revaluation.

REPORTS FROM COMMITTEE

SPECIAL COMMITTEE ON WAYS AND MEANS

COUNCILMAN DAVID SALVATORE, Chairman

Transmits the Following with Recommendation the Same Be Severally Adopted, As Amended:

47. An Ordinance Making an Appropriation of Five Million Two Hundred Thirty Thousand Three Hundred Two Dollars (\$5,230,302), for the Water Supply Board Chemical and Sludge Fund for Fiscal Year Ending June 30, 2014.

48. An Ordinance Establishing a Compensation Plan for the Water Supply Board and Repealing Ordinance Chapter 2012-60, Approved October 25, 2012.

49. An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the Water Supply Board and Repealing Ordinance Chapter 2012-61, Approved October 25, 2012.

50. **Transmits the Following with Recommendation the Same Be Severally Approved:**

An Ordinance Making an Appropriation of Seventy One Million Seven Hundred Ninety Two Thousand Eight Hundred Fifty Four Dollars (\$71,792,854), for the support of the Providence Water Supply Board Fiscal Year ending June 30, 2014.

51. An Ordinance Making an Appropriation of Four Million Nine Thousand Seven Hundred Nineteen Dollars (\$4,009,719), for the Water Supply Board Water Quality Protection Fund for the Fiscal Year June 30, 2014.

52. An Ordinance Making an Appropriation of Thirty Million Four Hundred Sixty One Thousand Two Hundred Thirty Nine Dollars (\$30,461,239),for the Water Supply Board Infrastructure Replacement Program Fund for the Fiscal Year Ending June 30, 2014.

53. An Ordinance Making an Appropriation of Ten Million Fifty Nine Thousand Seven Hundred Five Dollars (\$10,059,705), for the Water Supply Board Capital Fund for the Fiscal Year Ending June 30, 2014.

54. An Ordinance Making an Appropriation of Three Million Five Hundred One Thousand Three Hundred Sixty Four Dollars (\$3,501,364), for the Water Supply Board Insurance Fund for the Fiscal Year Ending June 30, 2014.

55. An Ordinance Making an Appropriation of Three Million Nineteen Thousand Seven Hundred Five Dollars, (\$3,019,705), for the Water Supply Board Meter Replacement Fund for the Fiscal Year Ending June 30, 2014.

56. An Ordinance Making an Appropriation of Five Million Four Hundred Forty Five Thousand One Hundred Eighty One Dollars (\$5,445,181), for the Water Supply Board Revenue Reserve Fund for Fiscal Year Ending June 30, 2014.

57. An Ordinance Making an Appropriation of One Million Eight Hundred Fifty Eight Thousand Seven Hundred Fifty Seven Dollars (\$1,858,757), for the Water Supply Board Equipment Replacement Fund for the Fiscal Year Ending June 30, 2014.

58. An Ordinance Making an Appropriation of Four Hundred Twenty Three Thousand Forty Two Dollars (\$423,042), for the Water Supply Board Property Tax Refund Fund for the Fiscal Year Ending June 30, 2014.

59. An Ordinance Making an Appropriation of Seven Hundred Thirty Nine Thousand Nine Hundred Ninety Four Dollars (\$739,994), for the Water Supply Board Western Cranston Fund for the Fiscal Year Ending June 30, 2014.
60. An Ordinance Making an Appropriation of One Hundred Fifty Two Thousand Nine Hundred Thirty Two Dollars (\$152,932), for the Water Supply Board Scituate Watershed Protection Fund for the Fiscal Year Ending June 30, 2014.
61. Communication dated August 5, 2013, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 1013 of the Providence Home Rule Charter of 1980, as amended and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing Harrison Bilodeau of Providence as a member of the City Plan Commission for a term to end January 31, 2015, and respectfully submits the same for your approval. (Mr. Bilodeau will replace Stephen Durkee who has stepped down.)
62. Communication dated August 29, 2013, Informing the Honorable Members of the City Council that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, and Public Law, Chapter 45-50, Sections 1 through 31 passed in 1987, he is this day appointing Jonathan Stone of Providence, as a member of the Providence Harbor Management Commission for a term to expire on December 31, 2015, and respectfully submits the same for your approval.
63. Memorandum of Agreement between the City of Providence and Johnson & Wales University.

COMMUNICATIONS AND REPORTS

64. Communication from Claudia J. Haugen, Chairperson and Renay Brooks Omisore, Clerk of the Board, Board of Canvassers, dated September 27, 2013, Informing the City Clerk of the results of the Retirement Board Election.
65. Communication from his Honor the Mayor, dated August 26, 2013, Informing the Honorable Members of the City Council and James S. Bennett, Executive Director, Providence Economic Development Partnership, that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, and Article II, Section 2, of the Providence Economic Development Partnership, Inc. bylaws, he is this day re-appointing Mr. Joseph Caffey of Providence, as a member of the Board of Directors of the Providence Economic Development Partnership for a term to expire on June 30, 2015.
66. Communication from his Honor the Mayor, dated August 26, 2013, Informing the Honorable Members of the City Council and James S. Bennett, Executive Director, Providence Economic Development Partnership, that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, and Article II, Section 2, of the Providence Economic Development Partnership, Inc. bylaws, his is this day re-appointing Attorney Kas DeCarvalho of Pannone Lopes Devereaux & West LLC in Providence, as a member of the Board of Directors of the Providence Economic Development Partnership for a term to expire on June 30, 2015.

67. Communication from his Honor the Mayor, dated August 26, 2013, Informing the Honorable Members of the City Council and James S. Bennett, Executive Director, Providence Economic Development Partnership, that pursuant to Section 302(b) of the Providence Home Rule Charter of 1980, as amended, and Article II, Section 2, of the Providence Economic Development Partnership, Inc. bylaws, he is this day re-appointing Mr. Clay Rockefeller of Providence, as a member of the Board of Directors of the Providence Economic Development Partnership for a term to expire on June 30, 2015.

FROM THE CLERK'S DESK

68. Petitions for Compensation for Injuries and Damages.

PRESENTATION OF RESOLUTIONS "IN CONGRATULATIONS" **COUNCIL PRESIDENT SOLOMON and MEMBERS OF THE CITY COUNCIL:**

69. Resolution Extending Congratulations.

PRESENTATION OF RESOLUTIONS "IN MEMORIAM" **COUNCIL PRESIDENT SOLOMON and MEMBERS OF THE CITY COUNCIL:**

70. Resolution Extending Sympathy.

CONVENTION

The City Council will Convene in the Chamber of the City Council, City Hall on THURSDAY, OCTOBER 3, 2013 AT 7:00 O'CLOCK P.M.

ANNA M. STETSON
CITY CLERK